

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

AMANDA and ARTHUR BARGE,

Plaintiffs

v.

**DAVID J. SALINGER, M.D.;
WILLIAM YING, Ph.D.; KEYSTONE
ONCOLOGY, LLC d/b/a HERITAGE
HILLS ONCOLOGY CTR.; and
COMPREHENSIVE PHYSICS AND
REGULATORY SERVICE, LTD.,**

Defendants

: **CASE NO. 1:00-CV-1881**

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: **(Judge Conner)**

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FILED
HARRISBURG, PA

APR 29 2003

MARY E. D'ANDREA, CLERK
Per *[Signature]*
Deputy Clerk

VERDICT FORM

1. Was Dr. David Salinger negligent in his care and treatment of Amanda Barge?

✓

YES

NO

If you answer question number 1 "YES," then go on to question number 2. If you answer question 1 "NO," please proceed to question number 3.

2. Was the negligence of Dr. David Salinger a substantial factor in causing an injury to Amanda Barge?

✓

YES

NO

Please proceed to question number 3.

3. Was Dr. William Ying negligent in the performance of his medical physicist duties and responsibilities regarding the superficial radiation treatment unit used at the Heritage Hills Cancer Center?

✓ YES
 _____ NO

If you answered **both** questions 1 and 2 “YES” **OR** if you answered question 3 “YES,” please go on to question number 4. If you answered **either** questions 1 or 2 “NO” **AND** you also answered question 3 “NO,” then the Plaintiffs cannot recover damages and you should return to the courtroom.

4. Was the negligence of Dr. William Ying a substantial factor in causing an injury to Amanda Barge?

✓ YES
 _____ NO

If you answered **both** questions 1 and 2 “YES” **OR** if you answered **both** questions 3 and 4 “YES,” please go on to question number 5. If you answered **either** questions 1 or 2 “NO” **AND** you also answered **either** questions 3 or 4 “NO,” then the Plaintiffs cannot recover damages and you should return to the courtroom.

5. Please state the percentage of negligence attributable to:

Dr. David Salinger	<u>65%</u>
Dr. William Ying	<u>35%</u>
	100%

If you answered **either** question 1 or 2 "NO," then you must place a zero (0) in the space for Dr. David Salinger. If you answered **either** question 3 or 4 "NO," then you must place a zero (0) in the space for Dr. William Ying. The sum of all numbers entered above must equal 100 percent. Please proceed to question number 6.

6. Kindly state the total amount of damages, if any, to be awarded to the Plaintiffs:

Amanda Barge	<u>\$ 325,000.00</u>
Arthur Barge	<u>\$ 25,000.00</u>

Charles W. Long
Jury Foreperson

29 APR 03
Date